

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WISCONSIN

HONORABLE WILLIAM C. GRIESBACH, presiding  
August 4, 2005

Case No.: 04-CR-40

UNITED STATES OF AMERICA  
v.  
WILLIAM N. MARTIN, JR.

Deputy Clerk: Cheryl  
Court Reporter: Richard Kienbaum  
Begin: 1:30 pm  
End: 2:24 pm

SENTENCING MINUTES

United States by: William J. Roach

Defendant: William N. Martin, Jr., in person, and by

Defense Counsel: Thomas E. Phillip

Probation Officer: Mitch Farra

Interpreter:  None  Sworn

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Probation

\_\_\_\_\_ years on Count(s) \_\_\_\_\_ of the \_\_\_\_\_

Custody of Bureau of Prisons:

20 years on Count(s) 2 of the 4<sup>th</sup> SS indictment  
20 months on Count(s) 4 of the " "  
10 years on Count(s) 13 of the " "

to run concurrently/consecutively for a total term of 50 months.

Supervised Release:

3 years on Count(s) 2 of the 4<sup>th</sup> SS indictment  
3 years on Count(s) 4 of the " "  
3 years on Count(s) 13 of the " "

to run concurrently/consecutively for a total term of 9 years.

Parties to review T8 section 3624(E) regarding  
Supervised release

COUNT(S) \_\_\_\_\_ of the (Superseding) Indictment are DISMISSED on motion of Government.

Special Conditions of Supervised Release:

- Report within 72 hours of release from imprisonment.
- No firearms/dangerous weapons.
- No illegal possession of controlled substance.
- Reside for \_\_\_\_\_ days in a community correctional center.  NO contact w/ children under 18.
- Cooperate with BICE.
- Drug/Alcohol testing and treatment.
- Participate in a mental health treatment program and take prescribed medication.
- Not allowed to work at or patronize taverns.
- Pay any balance of the fine/restitution at a rate of not less than \$ 100.00 per month.
- No new lines of credit.
- Financial Disclosure.
- No Gambling.
- Cooperate in the collection of DNA.
- No employment having fiduciary responsibilities.
- Participate in a sexual offender mental health treatment program.
- Cooperate with the Child Support Enforcement Unit.
- Cooperate with IRS, submit delinquent returns, and pay back taxes and interest.
- Provide USPO with computer pseudonyms, passwords, logons.
- Consent to unannounced exam of computer equipment.
- Waive rights to confidentiality re sex offender mental health treatment.
- No possession of pornography/erotica of minors
- Register as a convicted sex offender.
- No computer usage.

NO contact w/ victims,  
Fine: \$ 5,000

- Fine is waived due to defendant's inability to pay.
- Interest on fine is waived.
- Defendant is to participate in FBP Inmates' Financial Responsibility Program.

Restitution: \$ 2078.01 joint & several w/ co-defendants

Forfeiture: Shall be incorporated into judgment

Special Assessment: \$ 300<sup>00</sup>  
(\$100.<sup>00</sup> as to each count)

To be paid as soon as possible.

Other: \_\_\_\_\_

DEFENDANT ADVISED OF RIGHT TO APPEAL.

Custody:

Defendant is remanded to the custody of the U.S. Marshal.

Execution of this sentence is stayed until \_\_\_\_\_.

Defendant is to voluntarily surrender.

Recommendations:

Facility: Devens, MA or Butner N.C.

500-hour drug program.

Boot camp.

Shock Incarceration program.

Other: \_\_\_\_\_

U.S. v. Wm. Martin  
04-CR-40

08-04-05  
Sentencing

2 pt enhancement re: restraint in Ct. 13.  
def & govt agree enhancement is correct in  
that it does not ~~alter~~ change end result.  
Govt moves for upward departure  
for extreme conduct, however max. is 50 years.

The court adopts the factual statements  
in the PSR as its findings & applies  
2 pt. enhancement for restraint in Ct. 13.

The court adopts the application of the  
guidelines to the facts as stated in PSR.

Statement from Clark family read by  
FBI vw specialist Karen Shepherd.

Govt. States acts are unspeakable  
50 years appropriate punishment and in  
best interest of victims and in a sense is  
a life sentence.

Def. also recommends 50 years, the maximum  
sentence. Mr. Martin made choices which were  
somewhat circumscribed by his life's circumstances.  
Mr. Martin has provided debriefing to law enforcement.

US v. Martin  
04 CR - 40

8-4-05  
Sentencing

Def. recommends 50 years, 9 y SR,  
no fine + over \$ 2,000<sup>00</sup> restitution.

Request for placement in Devons MA or  
Butner N.C., which may be able to provide  
treatment for the defendant.

Defendant addresses the Court.

Court states Mr. Martin is classified  
as a sexual predator.

Court considers seriousness of the offense -  
the need to protect children from any future  
abuse. Def is responsible for his conduct.

Court imposes sentence, Court will modify  
Supervised release, if necessary under  
18 § 3624 (E).